

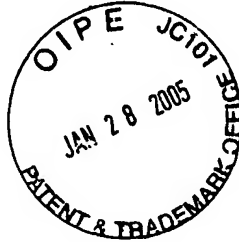


UNITED STATES PATENT AND TRADEMARK OFFICE

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| APPLICATION NUMBER | FILING OR 371 (c) DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|------------------------|-----------------------|------------------------|
| 10/811,353 | 03/26/2004 | Paul B. McCray JR. | 290.00670120 |

26813
MUETING, RAASCH & GEBHARDT, P.A.
P.O. BOX 581415
MINNEAPOLIS, MN 55458



CONFIRMATION NO. 1559

FORMALITIES LETTER



OC000000013923794

Date Mailed: 09/28/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- This application clearly fails to comply with the requirements of 37 CFR. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment directing its entry into the application. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

02/02/2005 AWONDAF1 00000037 134895 10811353

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65.00 DA

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$65 for a Small Entity

- \$65 Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*

N. Mohammed

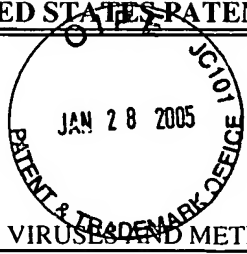
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): McCray et al. Group Art Unit: Unknown
 Serial No.: 10/811,353 Examiner: Unknown
 Filed: 26 March 2004 Docket No.: 290.00670120
 Confirmation No.: 1559
 Title: PSEUDOTYPED VIRUSES AND METHODS FOR THEIR USE



Mail Stop Missing Parts
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

We are transmitting the following documents along with this Transmittal Sheet (which is submitted in triplicate):

- ☒ **Small entity status is entitled to be asserted in the above-identified application.**
 - ☒ An itemized return postcard.
 - ☒ A Petition for Extension of Time for 2 month(s).
 - ☐ An Information Disclosure Statement (pgs), copies of applications; 1449 forms (pgs); and copies of documents cited on the 1449 forms.
 - ☒ Please charge Deposit Account No. 13-4895 in the amount of \$225 for the extension of time fee and \$65 for the missing parts surcharge.
 - ☒ Other: Communication Re: Missing Parts (1 page), Notice to File Missing Parts of Nonprovisional Application (2 pages), Declaration and Power of Attorney (12 pages total (3 documents, 4 pages each)), Statement to Support Filing and Submission in Accordance with 37 CFR §§1.821-1.825 (1 page), CRF (1 disk), Sequence Listing (21 pgs).
- Amendment No Additional fee is required. The fee has been calculated as shown:

| Fee Calculation for Claims Pending After Amendment | | | | | |
|---|------------------------------------|-----------------------------|-----------------------------------|---------------------------|--------------------------|
| | Pending Claims after Amendment (1) | Claims Paid for Earlier (2) | Number of Additional Claims (1-2) | Cost per Additional Claim | Additional Fees Required |
| Total Claims | | | | x \$25 = | |
| Independent Claims | | | | x \$100 = | |
| One or More New Multiple Dependent Claims Presented? If Yes, Add \$180 Here → | | | | | |
| Total Additional Claim Fees Required | | | | | |

Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers and please charge any additional fees or credit overpayment to Deposit Account No. 13-4895. Triplicate copies of this sheet are enclosed.

MUETING, RAASCH & GEBHARDT, P.A.
 Customer Number: 26813

By: Victoria A. Sandberg
 Name: Victoria A. Sandberg
 Reg. No.: 41,287
 Direct Dial: 612-305-1226
 Facsimile: 612-305-1228

CERTIFICATE UNDER 37 CFR §1.10:

"Express Mail" mailing label number: EV201891202US

Date of Deposit: 28 January 2005

I hereby certify that the Transmittal Letter and the paper(s) and/or fee(s), as described hereinabove, are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR §1.10 on the date indicated above and is addressed to: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

By: Sandy Truehart
 Name: SANDY TRUEHART

(SMALL ENTITY TRANSMITTAL UNDER RULE 1.10)



PATENT
Docket No. 290.00670120

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| | | | | |
|---------------|--|---|-------------------|---------|
| Applicant(s): | McCray et al. |) | Group Art Unit: | Unknown |
| | |) | | |
| Serial No.: | 10/811,353 |) | Examiner: | Unknown |
| | |) | | |
| Filed: | 26 March 2004 |) | Confirmation No.: | 1559 |
| | |) | | |
| For: | <u>PSEUDOTYPED VIRUSES AND METHODS FOR THEIR USE</u> | | | |

COMMUNICATION RE: MISSING PARTS

Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the "Notice to File Missing Parts of Nonprovisional Application," enclosed is an executed Declaration by the named inventors. Please charge the \$65 missing parts surcharge and any additional fees to PTO Deposit Account No. 13-4895.

The application should now be in condition for examination. Please direct any inquiries to the undersigned attorney.

CERTIFICATE UNDER 37 C.F.R. 1.10:

The undersigned hereby certifies that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR §1.10 on the date indicated below and is addressed to the Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Sandy Truehart
SANDY TRUEHART
"Express Mail" mailing label number:
EV201891202US
Date of Deposit: 28 January 2005

Respectfully submitted for
McCray et al.

By
Mueting, Raasch & Gebhardt, P.A.
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28 January 2005
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